

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Kenichi NAGATA et al. : Mail Stop: PCT

Serial No. NEW : Attorney Docket No. 2005_0679A

Filed April 21, 2005 :

OPTICAL INFORMATION RECORDING
MEDIUM AND PRODUCTION METHOD
OF THE SAME

[Corresponding to PCT/JP2003/013600
Filed October 24, 2003]

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicants request consideration of the references listed on attached form PTO-1449 and any additional information identified below in paragraph 3. A legible copy of each reference listed on the Form PTO-1449 is enclosed, except a copy is not provided for:

- each U.S. Patent and U.S. Patent application publication;
- each reference previously cited in the international application PCT/_____;
and/or
- each reference previously cited in prior parent application Serial No.
_____.

1a. This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, or

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

- 1b. This Information Disclosure Statement is submitted
after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:
(1) the certification of paragraph 2 below is provided, **or**
(2) the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

- 1c. This Information Disclosure Statement is submitted:
after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:
the certification of paragraph 2 below is provided, and
the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

2. It is hereby certified
- a. that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
 - b. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.

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3. Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.
4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:
 - a. a full or partial English language translation submitted herewith,
 - b. a foreign patent office search report (in the English language) submitted herewith,
 - c. the concise explanation contained in the specification of the present application at pages 1 and 3,
 - d. the concise explanation set forth in the attached English language abstract,
 - e. the concise explanation set forth below or on a separate sheet attached to the reference:

JP 3-219440 corresponds to EP 0426409 and U.S. Patent No. 5,303,225;

JP 2000-36130 corresponds to EP 0957477; and

WO 00/23990 corresponds to EP 1124221.

5. A foreign patent office search report citing one or more of the references is enclosed.

Respectfully submitted,

Kenichi NAGATA et al.

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FORM PTO 1449 (*modified*)ATTY DOCKET NO.
2005_0679ASERIAL NO.
NEW

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U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEAPPLICANT
Kenichi NAGATA et al.LIST OF REFERENCES CITED BY APPLICANT(S)
(*Use several sheets if necessary*)FILING DATE
April 21, 2005

GROUP

Date Submitted to PTO: April 21, 2005

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,303,225	4/1994	Satoh et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AJ	3-219440	9/1991	JP			
	AK	0 426 409	10/1990	EP			
	AL	9-270149	10/1997	JP			Abstract
	AM	2-058732	2/1990	JP			Abstract
	AN	2000-36130	2/2000	JP			
	AO	0 957 477	11/1999	EP			
	AP	00/23990	4/2000	WO			
	AQ	1 124 221	8/2001	EP			

OTHER DOCUMENT(S) (*Including Author, Title, Date, Pertinent Pages, Etc.*)

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EXAMINER		DATE CONSIDERED